IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 5333 OF 2004
IN
CRIMINAL APPEAL NO. 952 OF 2004

Shrihari Rajlingam Guntuka. .. Applicant

Vs

State of Maharashtra .. Respondent

Mr. A.M.Memon for the applicant.

Mrs. V.R. Bhosale, APP, for the State-respondent.

CORAM: S.B. MHASE &
ANOOP V. MOHTA, JJ.

DATED: 03RD DECEMBER, 2004

P.C.:

1. Heard Mr. Memon for the applicant.

2. The temporary bail has already been granted by order dated 25th October, 2004, by a Bench comprising of Mr. Justice S.S. Parkar and Mr. Justice R.S. Mohite. The said period is to come to an end by 6th December, 2004 and, therefore, this application has been made for extension of the temporary bail.

3. The temporary bail was granted on the ground that the wife of the applicant was pregnant and she was expected to deliver a child on 11th November, 2004 and

there was no one to look after her. Now, there is a Certificate on record that on 10th November, 2004, she delivered a female child. However, the Certificate shows that there is post neonatal complication, which is affecting the health of the milking baby and, therefore, attendance is required.

4. Mrs. Bhosale, learned PP, who appears for the State, states that she has no objection for extension of the bail. In the given set of circumstances, we find that extension of bail for a further period of 8 weeks is sufficient and we make it clear that this is a final extension and no further extension will be granted. We are inclined to extend the bail on the same terms and conditions as has been already granted by order dated 25th October, 2004. The order dated 25th October 2004 is hereby extended for a period of 8 weeks on the basis of the same bail bonds and all other conditions which have been imposed in the said order. The applicant shall surrender to the jail authorities on 7th February, 2005.

5. Criminal Application is accordingly disposed of.

[ANOOP V. MOHTA, J.] **[S.B. MHASE, J.]**

[srpasha@hc]